

# MANDATE

## UNITED STATES COURT OF APPEALS FOR THE SECOND CIRCUIT

At a Stated Term of the United States Court of Appeals for the Second Circuit, held at the Thurgood Marshall United States Courthouse, 40 Foley Square, in the City of New York, on the 12<sup>th</sup> day of April, two thousand twenty-two,

SAM Party of New York, Michael J. Volpe,

Plaintiff - Appellant

v.

Peter S. Kosinski, as the Co-Chair of the New York State Board of Elections, Douglas A. Kellner, as the Co-Chair of the New York State Board of Elections, Andrew J. Spano, as a Commissioner of the New York State Board of Elections, Todd D. Valentine, as Co-Executive Director of the New York State Board of Elections, Robert A. Brehm, as Co-Executive Director of the New York State Board of Elections,

Defendants - Appellees,

Andrew Cuomo, as the Governor of the State of New York, Andrea Stewart-Cousins, as the Temporary President and Majority Leader of the New York State Senate, John J. Flanagan, as the Minority Leader of the New York State Senate, Carl E. Heastie, as the Speaker of the New York State Assembly, Brian M. Kolb, as the Minority Leader of the New York State Assembly,

Defendants.

The parties in the above-referenced case have filed a stipulation withdrawing this appeal pursuant to FRAP 42.

The stipulation is hereby "So Ordered".

### ORDER

Docket No. 22-139

USDC SDNY  
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Catherine O'Hagan Wolfe, Clerk

United States Court of Appeals, Second Circuit

*Catherine O'Hagan Wolfe*

For The Court:

Catherine O'Hagan Wolfe,  
Clerk of Court



*Catherine O'Hagan Wolfe*

MANDATE ISSUED ON 04/12/2022